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Counsel for Defendant Marshawn Jones

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARSHAWN JONES,

Defendant.

No. CR-09-0970 MMC

STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING STATUS  
DATE EXCLUDING TIME UNDER 18  
U.S.C. § 3161

The parties are scheduled to appear before this Court on December 9, 2009 at 2:30 p.m. for status or change of plea. The defense requests additional time to prepare, investigate and negotiate the case. The government has no objection to that request. The parties request that the matter be continued to January 6, 2010 at 2:30 p.m. or some date thereafter convenient to the Court.

The parties also agree that the time between December 9, 2009 and January 6, 2010 should be excluded under the Speedy Trial Act. The continuance is necessary for effective preparation of counsel, 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv), and the ends of justice served by granting such a continuance outweigh the best interests of the public and the defendant in a speedy trial. 18

STIP. AND [PROPOSED] ORDER  
CONTINUING STATUS DATE AND  
EXCLUDING TIME UNDER 18 U.S.C. § 3161;  
CR-09-0970 MMC

1 U.S.C. § 3161(h)(7)(A).

2 SO STIPULATED:

3 JOSEPH P. RUSSONIELLO  
4 United States Attorney

5 DATED: December 8, 2009

6 /s/  
MATT MCCARTHY  
7 Assistant United States Attorney

8 DATED: December 8, 2009

9 /s/  
SHAWN HALBERT  
10 Assistant Federal Public Defender

11 For the reasons stated above, the Court finds that the continuance of time for the next hearing  
12 before this court from December 9, 2009 to <sup>January 13,</sup> ~~January 6,~~ 2010 is warranted because the failure to grant  
13 the requested continuance would deny the defense effective preparation of counsel; thus, the ends of  
14 justice served by the continuance outweigh the best interests of the public and the defendant in a  
15 speedy trial. 18 U.S.C. § 3161 (h)(7)(A), (h)(7)(B)(iv).

16  
17 SO ORDERED.

18  
19 DATED: December 8, 2009

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THE HONORABLE MAXINE M. CHENEY  
United States District Court

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26 STIP. AND [PROPOSED] ORDER  
CONTINUING STATUS DATE AND  
EXCLUDING TIME UNDER 18 U.S.C. § 3161;  
CR-09-0970 MMC